

ESTTA Tracking number: **ESTTA245792**

Filing date: **10/30/2008**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91178825
Party	Plaintiff Rising Pharmaceuticals, Inc.
Correspondence Address	Michael F Sarney KATTEN MUCHIN ROSENMAN LLP 575 Madison Avenue New York, NY 10022 UNITED STATES michael.sarney@kattenlaw.com
Submission	Withdrawal of Opposition
Filer's Name	Michael Sarney
Filer's e-mail	michael.sarney@kattenlaw.com
Signature	/michael sarney/
Date	10/30/2008
Attachments	Pedinol Dismissal.pdf (2 pages)(40815 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

<u>RISING PHARMACEUTICALS, INC.</u>	§	
	§	
Opposer,	§	Opposition No.: 91178825
	§	
vs.	§	Serial No.: 78/633,076
	§	
PEDINOL PHARMACEUTICAL, INC.	§	AGREED DISMISSAL OF
	§	OPPOSITION
Applicant.	§	

AGREED DISMISSAL OF OPPOSITION

Dear Sir:

A settlement has been reached regarding the pending opposition. Opposer, Rising Pharmaceuticals, Inc., hereby expressly abandons and withdraws the opposition of the above identified application, with prejudice.

Dated: October 23, 2008

Respectfully submitted,

KATTEN MUCHIN ROSENMAN, LLP

By: 
Michael F. Sarney

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New York, NY 10022-2585
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Attorneys for Opposer
RISING PHARMACEUTICALS, INC

CERTIFICATE OF SERVICE

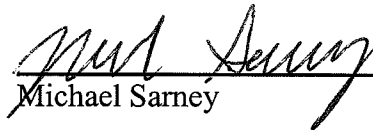
I, the undersigned, Michael Sarney, hereby certify that, on the 30th day of October, 2008, I caused to be served a true and correct copy of

AGREED DISMISSAL OF OPPOSITION

by U.S. Mail, first class, by depositing the same in a depository of the United States Postal Service, on:

Charles W. Hanor
Hanor, Lively & Cernyar PLLC
750 Rittiman Road
San Antonio, TX 78209

Attorneys for Applicant



Michael Sarney